

his rolls, and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and the interest, as aforesaid.

The foregoing resolution was adopted by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Upon motion, seconded and carried, the meeting was recessed at 11:25 A. M., subject to call of the Mayor.

Approved Tom Miller
Mayor

Attest:

Halle M. Keller
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, October 2, 1941.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, October 2, 1941, at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, none.

The Minutes of the regular meeting of September 26, 1941, were read, and upon motion of Councilman Alford, were adopted as read by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following report of the Board of Adjustment was received:

"Austin, Texas
October 1, 1941

The Honorable Mayor and City Council
Austin, Texas

Gentlemen:

The following is a copy of a resolution which was passed by the Board of Adjustment at a meeting held on September 25, 1941, which is hereby respectfully submitted for your consideration:

R E S O L U T I O N .

WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 30 of the Zoning Ordinance of the City of Austin, has referred to the Zoning Board of Adjustment for its consideration a petition of Miss Hannie E. Dawson, et al., property owner on Fredericksburg Road, requesting a change in the Use designation of the following described property:

All property fronting on Fredericksburg Road between
Gibson Street and Treadwell Street

from "C" Commercial and First Height and Area District to "A" Residence and First Height and Area District; and

WHEREAS, on September 25, 1941, the Board of Adjustment held a public hearing on the

petition, at which hearing no proponent of the change appeared before the Board, but a large number of property owners on Fredericksburg Road did appear and registered their protests against this change and presented a counter petition in writing through Mr. Edmund Travis, owner of property in the district involved; and

WHEREAS, no cause was presented to the Board other than the original petition to the City Council by neighboring property owners whose interest was not in the property itself, but in the effect of the commercial development of this property on the residential neighborhood; and

WHEREAS, this property has been designated as "C" Commercial property since 1932 through an amendment to the Zoning Ordinance passed by the City Council pursuant to a recommendation by the City Plan Commission and no objection has been registered during this long period and all owners of this property, as well as adjacent property owners, were fully aware of the classification of this property for this period of time; and

WHEREAS, no reasons have been advanced showing the necessity, desirability, or a public demand for this change; therefore,

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT;

THAT the above change is not recommended to the City Council.

Respectfully submitted,

BOARD OF ADJUSTMENT

By (Signed) K. F. Kuehne
Chairman. "

A written protest against the proposed change, signed by Winifred M. Travis, et al., constituting all of the property owners within the area proposed to be changed, was received and filed.

The Council took no further action on the matter.

The following ordinance was introduced by Councilman Gillis:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES, AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS, DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY;" AS AMENDED, WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN ORDINANCE BOOK "I", PAGES 301-318, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY REDEFINING PROHIBITED USE NUMBER 37 IN SECTION 6 DEALING WITH SECOND-HAND MERCHANDISING ESTABLISHMENTS; AND BY REDEFINING THE TERM "RESTAURANT OR CAFE" IN SECTION 2; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Gillis moved that the rules be suspended and the ordinance be passed to its second reading. The motion was seconded by Councilman Wolf, and the same prevailed by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The ordinance was read the second time and Councilman Gillis moved that the rules be further suspended and the ordinance be passed to its third reading. The motion was seconded by Councilman Wolf, and the same prevailed by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The ordinance was read the third time and Councilman Gillis moved that the ordinance be finally passed. The motion was seconded by Councilman Wolf, and the same prevailed by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The Mayor announced that the ordinance had been finally passed.

Councilman Alford moved that the application of Howard James Casey, 1107 Baylor Street, for a taxicab driver's permit be granted, in accordance with the recommendation of the City Manager. The motion

prevailed by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Alford moved that the application of William Thomas Patton, 116 East 7th Street, for a taxicab driver's permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Alford moved that the application of Virgil Eldridge Johnson, 46 Waller Street, for a taxicab driver's permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Alford moved that the application of Robert Dewitt Lay, 1203 West 5th Street, for a taxicab driver's permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Alford moved that the application of William Frederick Talley, 4311 Speedway, for a taxicab driver's permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Wolf:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager be, and he is hereby, authorized and fully empowered to enter into and execute for and in the name of the City of Austin, one certain written agreement, dated September 12, 1941, between the City of Austin and Texas and New Orleans Railroad Company, respecting a certain sanitary sewer to be constructed beneath the surface of the ground, at a depth of not less than four (4) feet, the location and description of said sewer being more particularly described as follows, to-wit:

A cast iron pipe six inches (6") in diameter to cross the property of the Texas and New Orleans Railroad Company and under its main track at an angle of 89°51' in the northeast angle of intersection at Engineer's station 171 + 04;

the consideration for said agreement being One Dollar (\$1.00), payable in advance by the City of Austin.

Upon motion of Councilman Wolf, the foregoing resolution was adopted by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The written request of Bess K. Allday, that the zoning change on Lamar Boulevard from 9th to 12th Streets, from Residence "B" to Commercial "C", be extended west all the way to Baylor Street instead of to the center of the block, was received, and the matter was referred to the Board of Adjustment for consideration and report.

The Mayor laid before the Council, for its second reading, the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF (a) 114.06 ACRES OF LAND OUT OF THE D. J. GILBERT SURVEY, THE NAMES P. DAVIS SURVEY AND THE GEO. W. SPEAR LEAGUE IN TRAVIS COUNTY, TEXAS, BEING FURTHER IDENTIFIED AS THE AUSTIN MEMORIAL PARK PROPERTY CONVEYED TO THE CITY OF AUSTIN BY H. F. CRAVENS AND OTHERS BY DEED DATED MAY 27, 1941; (b) 148 ACRES OF LAND OUT OF THE WILKINSON SPARKS SURVEY AND THE HENRY P. HILL LEAGUE IN TRAVIS COUNTY, TEXAS, BEING SEPARATE TRACTS OF LAND OWNED BY THE CITY OF AUSTIN AND THE UNIVERSITY OF TEXAS, THE CITY PROPERTY HAVING BEEN ACQUIRED FROM EMMETT SHELTON BY TWO SEPARATE DEEDS, AND THE UNIVERSITY OF TEXAS PROPERTY HAVING BEEN CONVEYED TO THE UNIVERSITY BY GEORGE W. BRACKENRIDGE BY DEED DATED JUNE 17, 1910; AND (c) ALL THAT LAND AND PROPERTY KNOWN AS THE LAKE AUSTIN METROPOLITAN PARK SITUATED ON THE NORTH BANK OF THE COLORADO RIVER ABOUT SEVEN MILES ABOVE THE TOM MILLER DAM, ALL OF WHICH PROPERTY IS MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS IN THE BODY OF THIS ORDINANCE, AND WHICH SAID ADDITIONAL TERRITORY IN EACH INSTANCE LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN IN THE PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and laid over.

The Mayor laid before the Council, for its third reading, the following ordinance:

AN ORDINANCE TO PREVENT THE ABUSE OF CHARITY IN THE CITY OF AUSTIN; REGULATING THE SOLICITATION FOR ADVERTISEMENTS AND SUBSCRIPTIONS; REGULATING THE SOLICITATING OF FUNDS AND THE RAISING OF CONTRIBUTIONS OVER THE TELEPHONE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH BUT MAKING THIS ORDINANCE CUMULATIVE OF OTHER ORDINANCES EXCEPT IN CASE OF IRRECONCILABLE CONFLICT; DEFINING THE WORD "PERSON" ; PROVIDING A SAVING CLAUSE, AND DECLARING AN EMERGENCY.

The ordinance was read the third time and Councilman Gillis moved that the ordinance be finally passed. The motion was seconded by Councilman Alford, and the same prevailed by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The Mayor announced that the ordinance had been finally passed.

The following resolution was introduced by Councilman Bartholomew:

WHEREAS, Joe Daywood is the Contractor for the demolition of a building located at 700-02 East Sixth Street, and desires a portion of the sidewalk and street space abutting Lot 9, Block 13, of the Original City of Austin, Travis County, Texas, during the demolition of the building, such space to be used in the work and for the storage of materials therefor; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said Joe Daywood, the boundary of which is described as follows:

Sidewalk and Street Working Space

BEGINNING at a point along the south property line, approximately 45 feet east of the west property line; thence in a southerly direction and at right angles with the centerline of East 6th Street to a point 14 feet south of the north curb line; thence in a westerly direction and at right angles with the centerline of East 6th Street approximately 45 feet to a point; thence at approximately a 45° angle to a point 16 feet west of the east curb line and the extended south line of the above described property; thence in a northerly direction and parallel with the centerline of Sabine Street approximately 45 feet to a point; thence in an easterly direction and at right angles with the centerline of Sabine Street to the west line of the above described property.

2. THAT the above privileges and allotment of space are granted to the said Joe Daywood, hereinafter termed "Contractor", upon the following express terms and conditions:

(1) That the Contractor shall construct a 4-foot walkway within the outer boundaries of the above described working space, such walkway to be protected on each side by a guard rail at least 4 feet high and substantially braced and anchored, and without wood strips or obstructions of any kind along the pavement within the walkway, and at any time in the opinion of the City officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall upon notice from the Building Inspector immediately place such a wood floor and substantially support same to prevent sagging under load.

(2) That the Contractor is permitted to construct in his working space a substantial gate, which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space, provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(7) That provisions shall be made for the normal flow of all storm waters in the gutter, and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(8) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(9) That the Contractor shall remove all fences, barricades, loose materials, and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event, all such sidewalk barricades, materials, equipment, and other obstructions shall be removed not later than October 30, 1941.

(10) That the City reserves the right to revoke at any time any and all the privileges herein granted, or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant, reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12) That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the work for said building projects, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand (\$1000.00) Dollars, which shall protect, indemnify, and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin, and shall guarantee the replacement of all sidewalks, pavement, and all other public property and public utilities disturbed or removed during the construction work, and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

Upon motion of Councilman Bartholomew, the foregoing resolution was adopted by the following vote; ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Wolf:

WHEREAS, Hilliare F. Mitschke, owner of Lot 8, Block 25, of Rosedale G, a subdivision within the City of Austin, Travis County, Texas, which property is situated on the west side of Burnet Road at a location south of West 47th Street, has made application to the City Council of the City of Austin for permission to construct a commercial driveway across the west sidewalk area of Burnet Road adjacent to the above described property; and

WHEREAS, a plan has been prepared showing the layout of said driveway, which plan is hereto attached and made a part hereof; and

WHEREAS, said plan and request have been reviewed and considered by the City Council of the City of Austin; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Hilliare F. Mitschke, owner of Lot 8, Block 25, of Rosedale G, a subdivision within the City of Austin, Travis County, Texas, which property is situated on the west side of Burnet Road at a location south of West 47th Street, is hereby permitted to construct a commercial driveway across the west sidewalk area of Burnet Road, subject to the construction of concrete ramps, curbs, driveways, sidewalks and expansion joints, as shown upon the plan marked 2-C-932, which plan is hereby made a part of this resolution, and further subject to the condition that all concrete curb, ramp and driveway construction done within the City streets shall be done by a bonded sidewalk contractor under the direction and supervision of the City Engineer of the City of Austin, and in accordance with lines and grades furnished by the Engineering Department of the City of Austin.

Upon motion of Councilman Wolf, the foregoing resolution was adopted by the following vote; ayes,

Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Alford:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be, and the same is hereby, permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in WEST THIRTY-FOURTH STREET, from a point 52 feet east of Beverly Road easterly 260 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of, and parallel to the north line of said West 34th Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(2) A gas main in WEST SEVENTH STREET, from Lake Austin Boulevard easterly 151 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of, and parallel to, the north line of said West 7th Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

Upon motion of Councilman Alford, the foregoing resolution was adopted by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Bartholomew:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property situated at the southwest corner of East 1st Street and Chalmers Avenue, which property is owned by Pitts Ice Company, and is designated as a part of Lots 9 and 10, Block 1, Riverside Addition, a subdivision within the City of Austin, Travis County, Texas, and hereby authorizes the said Pitts Ice Company, acting by and through W. H. Pitts, Vice President and General Manager, to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic, and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Pitts Ice Company has failed and refused, and will continue to

fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations Attached)

"Austin, Texas
October 2, 1941

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of the Pitts Ice Company, acting by and through W. H. Pitts, Vice President and General Manager, for permission to construct, maintain and operate a drive-in gasoline filling station upon property owned by the said Pitts Ice Company, which property is situated at the southwest corner of the intersection of East 1st Street and Chalmers Avenue within the City of Austin, Travis County, Texas, and being part of Lots 9 and 10, Block 1, Riverside Addition, a subdivision within the City of Austin, Travis County, Texas, and we hereby advise that the following conditions exist:

The property upon which this filling station is to be located is designated as "C" Commercial Use District upon the zoning maps of the City of Austin.

Storm water drainage facilities do not exist at the above location, thereby making it necessary to construct a seep well upon the premises of the applicant into which all waste oils and water and floor washings are to be drained.

We recommend that the Pitts Ice Company, acting by and through W. H. Pitts, Vice President and General Manager, be granted permission to construct, maintain and operate a drive-in gasoline filling station upon the above described property, subject to the following conditions:

- (1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building lines to be approved by the City Building Inspector. That the applicant shall confer with the City Engineering Department as to the future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.
- (2) That all construction of the filling station improvements shall be according to the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the Ordinance prohibiting the disposal of commercial water or oils upon the City streets.
- (3) That the grades of the station shall be such that no waste oils or water, or any floor washings shall ever pass over the City sidewalk area, and that all of said oils and water shall be concentrated into a combined grease and sand trap, which shall be constructed in accordance with our standard plan 2-H-146, and shall be conducted by a pipe connection from said sand trap to the nearest storm sewer at the expense of the applicant, or shall be concentrated into a seep well located upon the property of the applicant. Before commencement of any construction, the applicant shall apply to the City Engineer for an estimate of the cost of that portion of the storm sewer which will have to be built within any City street or alley, and shall deposit in escrow a sum equal to said estimate with the City Finance Director.
- (4) All filling station improvements, pumps, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant, as set forth upon the plan hereto attached, which plan bears the City Engineer's file number 2-H-752.
- (5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-H-752, and shall be of the pre-moulded type.
- (6) That before use of said station, the owner shall apply to the Building Inspector for final inspection when he considers that he has complied with all the requirements of the City.

Respectfully submitted,

(Signed) J. E. Mothoral
City Engineer

" J. C. Eckert
Building Inspector. "

Upon motion of Councilman Bartholomew, the foregoing resolution was adopted by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Messrs. William Anderson, A. Roy Thomas, and A. R. McTee, representatives of the Calcasieu, Rawls, and Brydson Lumber Companies, respectively, came before the Council and asked that the provision in the Plumbing Ordinance requiring the use of cast iron pipe from the house to the property line be repealed in order to reduce the cost to the builder.

It was the sense of the Council that the aforesaid provision in the Plumbing Ordinance is a sanitary safeguard and should not be repealed unless it becomes difficult to obtain cast iron pipe.

In accordance with published notice thereof, the Mayor announced the public hearing open on the proposal of the City Council to amend the Zoning Ordinance in the following particulars:

To amend the USE designation and the Height and Area designation of the following described property so as to change same from "B" Residence District and Second Height and Area District to "C" Commercial District and First Height and Area District:

Both sides of Lamar Boulevard from West Twelfth Street to the north line of West Ninth Street, extending to Shoal Creek on the east and a depth of three original lots on the west to the center of the block between former Ruiz Street and Baylor Street.

No one appeared to protest the proposed change.

Councilman Wolf then moved that the action of the Board of Adjustment be sustained, and the City Attorney be instructed to prepare the necessary ordinance making the change effective. The motion prevailed by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Upon motion, seconded and carried, the meeting was recessed at 11:25 A. M., subject to call of the Mayor.

Approved Tom Miller
Mayor

Attest:

Hallie M. Keller
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, October 9, 1941.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, October 9, 1941, at 10:35 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, none.

The Minutes of the regular meeting of October 2, 1941, were read, and upon motion of Councilman Alford, were adopted as read, by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Major Lawson and Captain Jones, representing the Fifth Battalion of the Texas Defense Guard, came before the Council and requested that the City contribute \$600 toward the maintenance of three companies of the Home Defense Guard for the remainder of the year, a similar request to be submitted by them to the County Commissioners Court.

It was the sense of the meeting that this request be granted, provided the County of Travis contributes a like amount.

Councilman Gillis then introduced the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the sum of \$600 be, and the same is hereby, appropriated out of the General Fund, not otherwise